

Attorney Docket No. **GRAY006/01US**

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Brian E. Le Gette et al.

Serial No.: Unassigned

Examiner: Unassigned

Confirmation No.: Unassigned

Art Unit: Unassigned

Filed: Herewith

For: SELF-OPENING ENCLOSURE (As Amended)

U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Patent Application
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Enclosed is an Information Disclosure Statement and accompanying Form PTO/SB/08A for the above-identified patent application.

- ☒ In accordance with 37 C.F.R. §1.97(b), no additional fee for submission of the IDS is required.
- ☐ In accordance with 37 C.F.R. §1.97(c), also enclosed is:
 - ☐ the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p); or
 - ☐ a statement as specified in 37 C.F.R. §1.97(e).
- ☐ In accordance with 37 C.F.R. §1.97(d), a statement as specified in 37 C.F.R. § 1.97(e) and the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) are also enclosed.
- ☐ Check No. ___ in the amount of \$___ for the total fee is attached.
- ☒ A return receipt postcard is also enclosed.
- ☐ Please charge \$___ to Deposit Account No. 50-1283 for the total fee. This paper is being submitted in duplicate.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

Dated: July 18, 2003

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Respectfully submitted,
COOLEY GODWARD LLP

By: E. B. Milch
Erik B. Milch
Reg. No. 42,887

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**INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. §1.97(b)**

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicants hereby submit the following information in conformance with 37 C.F.R. §§1.97 and 1.98.

- ☐ Pursuant to 37 C.F.R. §1.98, a copy of the document cited in the attached Form PTO/SB/08 is enclosed.
- ☒ No copies of the publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. 09/764,059 to which the above-identified application claims priority under 35 U.S.C. §120.
- ☐ Publication(s) listed on the attached Form PTO/SB/08A were cited in a foreign search or examination report corresponding to Application No. _____ and mailed on _____.
- ☐ Enclosed is a copy of a non-English publication(s) _____. Pursuant to §609 of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).
- ☐ Enclosed is a copy of a non-English publication(s) _____. English language publication ____ (copy enclosed) claims priority from this non-English publication.
- ☐ Enclosed is an explanation of non-English publication(s) ____ for which an English translation is not available.

☐ Enclosed is an English translation of non-English publication(s) ___ cited in the attached Form PTO/SB/08A.

☐ Enclosed are copies of pending patent application serial nos.

This Information Disclosure Statement is filed within any one of the following time periods:

☐ within three months from the filing date of this national application other than a CPA under 37 C.F.R. § 1.53(d);

☐ within three months from the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in this international application;

☒ before the mailing date of a first office action on the merits; or

☐ before the mailing of a first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.


It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08A to the undersigned.

Dated: July 18, 2003

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Respectfully submitted,
COOLEY GODWARD LLP

By:


Erik B. Milch
Reg. No. 42,887

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PTO/SB/08A (08-00)

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>		Complete if Known			
		Application Number			
		Filing Date	July 18, 2003		
		First Named Inventor	Brian E. Le Gette et al.		
		Group Art Unit			
Examiner Name					
Sheet	1	of	4	Attorney Docket Number	GRAY006/01US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code ² (if known)		
		5,989,130		Macaluso	11-1999
		5,116,288		Kondo et al.	05-1992
		2,036,033		Fisher	03-1936
		6,319,145		Coughlan	11-2001
		4,646,770		Lobato	03-1987
		6,349,732	B1	Cooper	2-26-2002
		6,343,391	B1	Le Gette et al.	2-5-2002
		6,312,343	B1	Cho	11-6-2001
		6,260,306	B1	Swetish et al.	7-17-2001
		6,095,172		Trapp et al.	8-1-2000
		5,950,649		Gerig	9-14-1999
		5,842,940		Macaluso	12-1-1998
		5,833,310		Labelle	11-10-1998
		5,730,666		Hudson	3-24-1998
		5,690,134		McCauley	11-25-1997
		5,569,094		Macaluso	10-29-1996
		5,427,381		Macaluso et al.	6-27-1995
		5,213,147		Zheng	5-25-1993
		4,236,543		Moss	12-2-1980
		368,206		Hardy	8-16-1887
		D384,382		Armell	9-30-1997
		6,199,229	B1	Wong	03-13-2001
		6,192,635		Zheng	02-27-2001
		6,109,282		Yoon	08-29-2000
		6,109,281		Lowenthal	08-29-2000
		6,098,349		Zheng	08-08-2000
		6,073,283		Zheng	06-13-2000
		6,062,243		Tuch et al.	05-16-2000
		5,987,822		McNiff et al.	11-23-1999
		5,976,023		Cho	11-02-1999
		5,941,265		Zheng	08-24-1999
		5,927,311		Jager	07-27-1999
		5,823,217		Rice	10-20-1998
		5,816,954		Zheng	10-06-1998
		5,816,279		Zheng	10-06-1998
		5,816,278		Kim	10-06-1998
		5,800,067		Easter	09-01-1998
		5,778,915		Zheng	07-14-1998
		5,769,022		Luxford	06-23-2000
		5,730,529		Fritz et al.	03-24-1998
		5,722,446		Zheng	03-03-1998
		5,693,398		Granger	12-02-1997
		5,688,052		Compton	11-18-1997
		5,676,168		Price	10-14-1997
		5,664,596		Zheng	09-09-1997

¹ Unique citation designation number.

² See attached Kinds of U.S. Patent Documents.

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Sheet	2	of	4	Attorney Docket Number	
				GRAY006/01US	

	5,645,096		Hazinkski et al.	07-08-1997
	5,644,807		Battistella	07-08-1997
	5,642,750		Brown et al.	07-01-1997
	5,638,852		Dean	06-17-1997
	5,629,071		Feldman	05-13-1997
	5,618,246		Zheng	04-08-1997
	5,618,110		Sullivan	04-08-1997
	5,601,105		Blen et al.	02-11-1997
	5,592,961		Chin	01-14-1997
	5,579,799		Zheng	12-03-1996
	5,560,385		Zheng	10-01-1996
	5,533,653		Kaufman	07-09-1996
	5,467,794		Zheng	11-21-1995
	5,454,643		Sullivan	10-03-1995
	5,452,934		Zheng	09-26-1995
	5,439,018		Tsai	08-08-1995
	5,439,017		Brown	08-08-1995
	5,435,025		Gerard et al.	07-25-1995
	5,433,433		Armell	07-18-1995
	5,411,046		Wan	05-02-1995
	5,403,220		Goad, Sr.	04-04-1995
	5,396,917		Hazinski et al.	03-14-1995
	5,385,165		Hazinski et al.	01-31-1995
	5,345,627		Cammarata	09-13-1994
	5,320,405		Foster et al.	06-14-1994
	5,313,666		Bax et al.	05-24-1994
	5,163,461		Ivanovich et al.	11-17-1992
	5,163,192		Watson	11-17-1992
	5,137,044		Brady	08-11-1992
	5,135,281		Pappalardo	08-04-1992
	5,116,273		Chan	05-26-1992
	5,059,463		Peters	10-22-1991
	5,056,172		Kaiser et al.	10-15-1991
	5,038,812		Norman	08-13-1991
	5,024,262		Huang	06-18-1991
	4,969,500		Makosa	11-13-1990
	4,951,333		Kaiser et al.	08-28-1990
	4,915,120		Ziolkowski	04-10-1990
	4,881,565		Turk	11-21-1989
	4,876,829		Mattick	10-31-1989
	4,865,381		Van Rogue	09-12-1989
	4,858,634		McLeese	08-22-1989
	4,825,892		Norman	05-02-1989
	4,821,353		Neri	04-18-1989
	4,815,784		Zheng	03-28-1989
	4,785,838		Negahdari	11-22-1988
	4,739,784		Fast	04-26-1988
	4,709,430		Nicoll	12-01-1987
	4,644,588		Zawacki	02-24-1987
	4,641,379		Martin	02-10-1987
	4,599,754		Mairs, III et al.	07-15-1986
	4,561,480		Underwood et al.	12-31-1985
	4,531,330		Phillips	07-30-1985

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PTO/SB/08A (08-00)

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Sheet	3	of	4	Attorney Docket Number	GRAY006/01US

	4,512,049	Henry	04-23-1985
	4,440,187	Fiddler	04-03-1984
	4,296,788	Slater	10-27-1981
	4,232,692	Atkins	11-11-1980
	4,231,125	Tittl	11-04-1980
	4,200,942	Case	05-06-1980
	4,122,847	Craig	10-31-1978
	4,097,944	Yulish	07-04-1978
	4,068,674	Mitchell	01-17-1978
	3,990,463	Norman	11-09-1976
	3,960,161	Norman	06-01-1976
	3,899,853	Wertman	08-19-1975
	3,862,876	Graves	01-28-1975
	3,840,919	Middleton	10-15-1974
	3,780,379	Kampman	12-25-1973
	3,717,888	Phelan	02-27-1973
	3,675,667	Miller	07-11-1972
	3,640,296	Huddle	02-08-1972
	3,336,610	Geddings	08-22-1967
	3,255,467	Kowalski	06-14-1966
	3,052,895	Lo Vico	09-11-1962
	2,961,802	Mongan et al.	11-29-1960
	2,932,833	Wambach	04-19-1960
	2,875,771	Brewin	03-03-1959
	2,874,385	Wade	02-24-1959
	2,870,464	Lalick	01-27-1959
	2,731,997	Muth et al.	01-24-1956
	2,637,861	Kethledge	05-12-1953
	2,442,105	Vacheron	05-25-1948
	2,357,789	Levy	09-05-1944
	2,344,010	Walsh	03-14-1944
	2,266,853	Dabney	12-23-1941
	2,243,982	Seeley	06-03-1941
	2,190,566	Julian	02-13-1940
	2,109,881	Goldberg	03-01-1938
	1,479,903	Erland	01-08-1924
	1,047,163	Bullock	12-17-1912
	722,801	Bourne, Jr.	03-17-1903
	Des. 426,415	Le Gette et al.	06-13-2000
	Des. 425,958	DePasquale	05-30-2000
	Des. 412,354	Takos	07-27-1999
	Des. 401,983	Lowenthal	12-01-1998
	Des. 400,949	Gale	11-10-1998
	Des. 379,487	Gale	05-27-1997
	Des. 374,512	Kiley et al.	10-08-1996
	Des. 349,593	Hensley	08-09-1994
	Des. 341,407	McLeese	11-16-1993
	Des. 340,549	Russell	10-19-1993
	Des. 326,134	Norman	05-12-1992
	Des. 318,706	Norman	07-30-1991
	Des. 307,338	Vandeputte	04-17-1990
	Des. 306,762	Aquino	03-20-1990
	Des. 292,438	Lyke	10-20-1987
	Des. 288,613	James et al.	03-03-1987

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				First Named Inventor	
				Group Art Unit	
Examiner Name					
Sheet	4	of	4	Attorney Docket Number	GRAY006/01US

		Des. 287,041		Gitchel et al.	12-02-1986
		Des. 261,464		Smith	10-27-1981
		Des. 261,407		Moss	10-20-1981
		Des. 210,181		Solomon	02-13-1968
		Re. 35,571		McLeese	07-29-1997

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Office ¹	Number ²	Kind Code ³ (if known)		
			EP 1 043 049 A2		Zheng	10-11-2000
			EP 0 974 293 A2		Zheng	01-26-2000
			EP 0 928 865 A1		Zheng	07-14-1999
			JP 3-21779		Sasako	01-30-1991

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		"The Undercover Sunshade," Delta, U.S.A., black and white photograph of advertisement packaging.	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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¹ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

² For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

³ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.

⁴ Applicant is to place a check mark here if English language Translation is attached.

¹ Unique citation designation number.

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